

Air Task Force Status Summary

CBIA e² Council

Revised February 2018

Program	Status	Comments
Source Emissions Monitoring Guidelines and Forms	UPDATE Initial comments reviewed and new drafts pending.	<ul style="list-style-type: none"> • CBIA and others submitted comments to CTDEEP in November. • CTDEEP has reviewed comments and updated the draft guidance and forms. They will be posted on the CTDEEP website on 2/28/2018 and stakeholders will have one month for review and additional. • CTDEEP's new goal is to have the forms and guidance finalized by 4/2/2018.
Particulate Matter Emissions Limits	UPDATE Proposed 1/25/18	<ul style="list-style-type: none"> • Informal comment period ended 6/17/2017. • The regulations were proposed on 1/25/2017 and comments are being accepted until 3/16/2017. (Public Hearing scheduled for 3/16/2017 in Holcombe Room at 10:00 am) • The primary changes focus on particulate emissions limits in 22a-174-18(f) established through a calculation based on "process weight." • In the proposed rule DEEP added the statement, "'Process industry' means, for the purposes of this section, a business that is primarily concerned with processing of bulk materials into other products" – a very helpful clarification for CT manufacturers.
"Once In Always In" Policy Withdrawn by EPA	UPDATE Policy withdrawn on 1/25/2018 FR notice published on 2/8/2018	<ul style="list-style-type: none"> • On 1/25/2018, William Wehrum, Assistant Administrator of the EPA Office of Air and Radiation, issued a guidance memorandum withdrawing EPA's 1995 "Once-In, Always-In" (OIAI) policy on the basis that the policy it was unfounded and contrary to the plain language of the Clean Air Act. • EPA published Federal Register notice on 2/8/2018 announcing the withdrawal and its plans to publish future notice to accept comments on incorporating plain-language interpretation of Clean Air Act into regulation • Facilities that can cap actual emissions below the major source thresholds may be able to avoid requirements associated with major source NESHAPs and Title V permitting • Unclear how CTDEEP will interpret policy for Title V sources but they may provide some insight along with EPA at March SIPRAC meeting • Major sources will need to consider other requirements that may become applicable upon exiting NESHAP and/or Title V programs
Incinerator Permitting Requirements	UPDATE On CTDEEP's agenda for 2018	<ul style="list-style-type: none"> • CTDEEP is working with CBIA and other interested parties to discuss the scope and potential exemptions from a draft set of incinerator regulations. • A CTDEEP working group has convened and met early February.

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GHG Step 2 Tailoring Rule Removal	UPDATE Effective 2/8/18	<ul style="list-style-type: none"> In July 2017 CTDEEP proposed changes to 22a-174-3a and 22a-174-33 of the RCSA concerning Title V permitting requirements based solely on GHG emissions. This change was necessary to make CT rules consistent with EPA's August 2015 final rule. A public hearing was held 8/29/2017, and the comment period closed 8/31/2017. The final changes are effective as of 2/8/2018 and CTDEEP is working to codify them into existing regulations.
Air Compliance Reporting	NO CHANGE Reports due Q1 2018 – and beyond.	<ul style="list-style-type: none"> CTDEEP to continue requiring mandatory electronic reporting for GLPE sources For EMIT reporting – Chris Mulcahy no longer at CTDEEP so reach out to helpdesk for assistance (860-424-3882) For Title V sources, electronic reporting for Annual Compliance Certifications will remain optional, but CTDEEP intends this to be mandatory next year. <ul style="list-style-type: none"> One path may be to limit Annual Compliance Certification reports to only deviations/exceptions, rather than require reporting on all Title V permit terms and conditions. (This requires additional involvement and approval from EPA). CTDEEP looking to refresh quarterly CEMS reporting format and/or requirements and plans to convene a SIPRAC workgroup to develop the updates. Possibly will hold first workgroup meeting in 1st half of 2018.
Consumer Products and AIM	UPDATE Effective 10/15/17 and codified into regulations 2/2/18	<p><i>CAUTION: Definitions have been changed from previous regulations.</i></p> <ul style="list-style-type: none"> Consumer Products rules apply to anyone that sells, supplies, offers for sale, distributes for sale or manufactures for sale in CT. Regulations different for coatings manufactured before 5/1/18 and those manufactured after 5/1/17. AIM Coatings rule applies to any person who sells, supplies, offers for sale, or manufactures for sale in CT any architectural coating for use in CT and to any person who applies or solicits the application of any architectural coating within CT. Regulations different for coatings manufactured before 5/1/18 and those manufactured after 5/1/17.

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Regional Greenhouse Gas Initiative	<p>NO CHANGE The 2016 Program Review has been concluded and a Draft Model Rule was released in September 2017.</p>	<ul style="list-style-type: none"> • The third three-year control period took effect 1/1/2015 and extends through 12/31/2017 for the states of Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New York, Rhode Island, and Vermont. • Each CO2 budget source must hold allowances equal to 100 percent of their remaining emissions for the three-year control period at the end of the three-year control period. • The 2017 Program Review has been concluded and a Draft Model Rule was released in September 2017. • Release of final Model Rule Amendments and any additional analyses or materials are expected by the end of 2017. • There will be a RGGI Operating Plan Stakeholder Meeting in Albany on December 20th. • State-specific rulemaking processes has already begun, with timelines that vary by state. • Final state regulatory/statute amendments as early as January 2019, with changes to effective by January 2021. • Virginia and New Jersey may be joining program.
40 CFR Part 82 - Refrigeration Requirements for technicians and disposal	<p>NO CHANGE Additional Requirements took effect on 1/1/2018</p>	<ul style="list-style-type: none"> • Only certified technicians can maintain, service or repair appliances containing HFC refrigerants and only certified technicians can purchase HFC refrigerants (§82.161). • Before opening or disposing of HFC appliances, technicians must evacuate refrigerant to levels defined in Table 1 of the regulation using a certified recovery machine (§82.155). Technicians must evacuate to the specified levels of vacuum when opening HFC appliances (§82.156). • Safe disposal requirements are extended to HFC containing appliances (§82.155). • New records required for disposal of appliances containing between 5 and 50 lbs of refrigerant. Technician must maintain records documenting: company name, location, date of recovery, type of refrigerant recovered for each appliance, total quantity of refrigerant by type recovered from all disposed appliance in each calendar month, quantity of refrigerant transferred for reclamation and/or destruction, person to whom it was transferred and date of transfer (§82.156).